

A RESOLUTION

09-R-

BY

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH PEOPLE TV, INC. TO OPERATE PUBLIC ACCESS ON THE CABLE SYSTEM IN THE CITY OF ATLANTA; FOR THE PURPOSE OF PROVIDING FUNDING FOR PUBLIC ACCESS; AND FOR OTHER PURPOSES.

WHEREAS, People TV, Inc, a non-profit (Georgia 501 (c) 3) corporation, has managed the day-to-day operation of cable television public access in Atlanta since 1986; and

WHEREAS, the current Agreement with People TV, Inc. will expire on December 31, 2009;

WHEREAS, funding for People TV, Inc. was previously provided by a Comcast of Georgia/Virginia, Inc. per its Franchise Agreement with the City;

WHEREAS, state law no longer requires the franchisee to provide funding for People TV, Inc.;

WHEREAS, the City wishes to authorize People TV, Inc. to continue managing the day-to-day operation of cable television public access; and

WHEREAS, the Mayor now seeks to negotiate a new agreement with People TV, Inc., to continue to administer public access.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1. That the Mayor be and is hereby authorized to execute an agreement with People TV, Inc., to manage the day-to-day operation of public access, for a term not to go beyond December 31, 2014.

Section 2. That the City provide support to People TV, Inc. in the amount of \$500,000 over the term of three years as follows; \$300,000 year one, \$100,000 year two and 100,000 three. This arrangement shall be contingent upon the receipt of \$500,000 from Comcast of Georgia/Virginia, Inc. and the agreement between the City of Atlanta and People TV, Inc. not being terminated prior to the completion of it's three year term.

Section 3. That the City Attorney is hereby directed to prepare appropriate contractual documents, to be approved by the City Attorney as to form; and that this agreement shall not become binding on the City and the City shall incur no liability upon same until the agreement has been executed by the Mayor, filed by the Municipal Clerk and delivered to the contracting parties.

Section 4. All resolutions in conflict with these provisions are hereby rescinded.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities Committee

Caption: AN ORDINANCE TO AMEND SECTION 2.25 OF THE CITY OF ATLANTA ORDINANCE ENTITLED "CABLE COMMUNICATIONS ORDINANCE" (94-O-1777) SO AS TO AMEND THE DEFINITION OF "GROSS REVENUE" SUCH THAT IT IS CONSISTENT WITH STATE LAW; AND FOR OTHER PURPOSES.

Council Meeting Date: July 20, 2009

Requesting Dept.: Dept of Executive Offices

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to allow the Mayor to enter into a new agreement with People TV, Inc. and to provide funding for public access in light of new state laws that have removed required funding from cable franchisees.

2. Please provide background information regarding this legislation.

The current agreement with People TV, Inc. terminates December 31, 2009. Funding for public access will also terminate.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc): NA

(b) Source Selection:

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*):

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact:

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery:

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By:

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Greg Pridgeon

Contact Number: X 6115


Originating Department: Department of Executive Offices

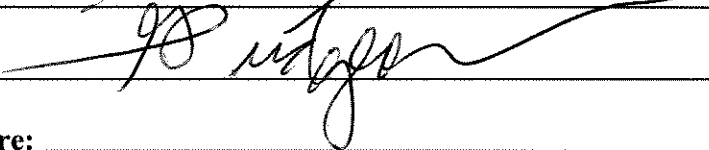
Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: July 2, 2009

Anticipated Committee Meeting Date(s): July 14 - 15, 2009

Anticipated Full Council Date: July 20, 2009

Legislative Counsel's Signature: 

Commissioner Signature: 

Chief Procurement Officer Signature: _____

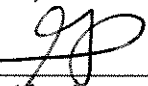
CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH PEOPLE TV, INC. TO OPERATE PUBLIC ACCESS ON THE CABLE SYSTEM IN THE CITY OF ATLANTA; FOR THE PURPOSE OF PROVIDING FUNDING FOR PUBLIC ACCESS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 7/1/09 Reviewed by: 
(date) (date)

Submitted to Council: _____
(date)